

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 22, 2003

[Signature]
Siu K. Lo.
Reg. No.: 46,877

Attorney Docket: 2664/47002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor :	BAKONDI-KOVACS, Istvan et al.	Art Unit :	1416
Serial No.:	10/047,693	Examiner :	MARX, IRENE
Filing Date:	January 9, 2002		

For: METABOLIC CONTROLLED FERMENTATION PROCESS FOR
CARBAMOYL TOBRAMYCIN PRODUCTION

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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RESPONSE TO RESTRICTION REQUIREMENT

SIR:

In response to the Restriction Requirement mailed August 21, 2003, Applicants hereby elect, with traverse, the claims of Group I (i.e., claims 1-27) for further prosecution in this application. Applicants submit that the classification and sub-classification of the restricted groups are related and that they do not impose undue burden to the examiner.

Because the due date September 21, 2003 falls on Sunday, the time for filing the Response is therefore September 22, 2003. No fee is believed to be due. However, the Commissioner is authorized to charge any necessary fee to Kenyon & Kenyon's Deposit Account No. 11-0600.


This election is made without prejudice to the filing of a divisional application(s) directed to non-elected inventions.

An action on the merits is respectfully requested.

Respectfully submitted,
KENYON & KENYON

Date: September 22, 2003

By: _____


Siu K. Lo
Reg. No. 46,877

KENYON & KENYON
One Broadway
New York, NY 10004
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CUSTOMER NUMBER 26646

41 1651 1416

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

DIPE
SEP 24 2003
P.T. & TRADEMARK

RESPONSE TRANSMITTAL LETTER

Docket Number:
2664/47002

Application Number
10/047,693

Filing Date
January 9, 2002

Examiner
Irene MARX

Art Unit
1416

Title
**METABOLIC CONTROLLED FERMENTATION
PROCESS FOR CARBAMOYL TOBRAMYCIN
PRODUCTION**

Applicant(s)
Istvan BAKONDI-KOVACS et al.

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Date: September 22, 2003 Reg. No. 46,877

Signature: _____

Siu K. Ho

Sir:

Transmitted herewith for entry in the above-identified application is:

1. Response to Restriction Requirement
2. It is believed that no additional claims fees are due in connection with this Response. However, should any fees be due, the Commissioner is authorized to charge Deposit Account No. 11-0600 for such fees.
3. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
 - A. Any additional filing fees required under 37 C.F.R. § 1.16;
 - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
 - C. Any additional patent issue fees under 37 C.F.R. § 1.18;
 - D. Any additional document supply fees under 37 C.F.R. § 1.19;
 - E. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
 - F. Any additional miscellaneous fees under 37 C.F.R. § 1.21.


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4. A copy of this letter is enclosed.

Dated: _____

9/22/83

By: _____



Siu K. Lo (Reg. No. 45,877)

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